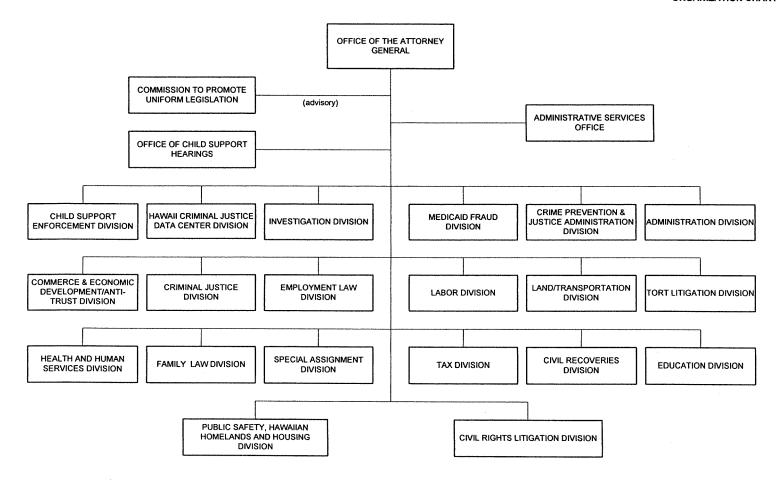


STATE OF HAWAII DEPARTMENT OF ATTORNEY GENERAL ORGANIZATION CHART



DEPARTMENT OF THE ATTORNEY GENERAL Department Summary

Mission Statement

To provide legal and other services to the State, including the agencies, officers, and employees of the executive, legislative, and judicial branches of the Hawaii government.

Department Goals

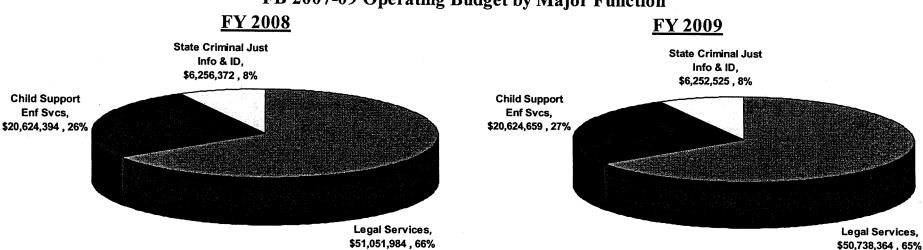
To safeguard the rights and interests of the people of the State of Hawaii by being the defender of and advocate for the people and undertaking appropriate legal and other actions on their behalf, to protect the State's interest in legal matters by providing excellent and timely legal advice and representation to the executive, legislative, and judicial branches; to preserve, protect, and defend the constitution and laws of the State of Hawaii and the United States, to enforce the State's constitution and laws, and to facilitate the enforcement of federal law; and to assist and coordinate statewide programs and activities that improve the criminal justice system and law enforcement.

Significant	Measures	of Effect	tiveness
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- 1. Number of cases settled, tried, or decided
- 2. Percentage of complete dispositions on CJIS-Hawaii
- 3. Efficiency rating: Dollars collected per dollar expended

FY 2008	FY 2009
25,000	26,000
93.0%	93.0%
5	5

FB 2007-09 Operating Budget by Major Function



DEPARTMENT OF THE ATTORNEY GENERAL MAJOR FUNCTIONS

- Provides legal services to the state agencies and employees; represents the State in all civil litigations in which the State is a party; conducts civil and criminal investigations; drafts and approves as to form the legality of various documents
- Prosecutes criminal offenses, such as Medicaid fraud, welfare fraud, tax fraud, unemployment fraud, organized crime, and other crime against the public order; and initiates, develops and performs or coordinates programs, projects and activities on the subject of crime
- Oversees the actions of the trustees of charitable trusts and to bring any abuse or deviation by the trustees to the attention of the probate court for possible correction
- Seeks to enforce the federal and state antitrust laws to benefit businesses and consumers in the State of Hawaii and the overall welfare of the State of Hawaii

- Responsible for the enforcement of the Master Settlement Agreement pursuant to the Hawaii Revised Statutes Chapter 675 (HRS Chapter 675, State's Tobacco Liability Act); and the Cigarette Tax Stamp requirements and prohibition against the sale of Gray Market cigarettes
- Maintains the automated statewide information system that collects, maintains, and disseminates individual criminal history record information for those arrested and fingerprinted
- Administers the Child Support Enforcement Program, which involves initiating legal or administrative actions required to secure financial support for children
- Provides a fair and impartial administrative forum for the expeditious resolution of child support disputes through the Office of Child Support hearings

MAJOR PROGRAM AREAS

The Department of Attorney General has programs in the following major program areas:

Social Services

ATG 500

Child Support Enforcement Services

Government-Wide Support
ATG 100 Legal Services

Public Safety

ATG 231

State Criminal Justice Information and Identification

Department of the Attorney General (Operating Budget)

		Allocation		
		FY 2007	FY 2008	FY 2009
Funding Sources:	Positions	303.61	340.51	344.51
General Funds	\$	24,721,172	29,313,314	29,727,795
		17.00	18.00	18.00
Special Funds		1,812,450	1,899,738	1,895,738
		152.60	167.80	168.80
Federal Funds		25,791,928	26,190,929	25,634,488
		13.94	13.94	13.94
Trust Funds		6,698,731	6,505,599	6,505,599
		53.35	54.85	54.85
Interdepartmental Ti	ransfers	7,896,846	8,158,217	8,150,717
		26.00	29.90	29.90
Revolving Funds	••••	5,604,296	5,750,603	5,746,603
		566.50	625.00	630.00
Total Requirements		72,525,423	77,818,400	77,660,940

Highlights of the Executive Budget Request: (general funds unless noted)

- 1. Added 6.90 positions and \$992,000 in FY 08 and 9.20 positions and \$1,256,000 in FY 09 in general funds to replace federal and trust funds to maintain current expenditure level for the Child Support Enforcement Agency. Trust funds can no longer be used to match federal funds pursuant to the federal Deficit Reduction Act.
- 2. Added \$249,900 in general funds and \$485,100 in federal funds annually for information technology enhancements for the Child Support Enforcement Agency.
- 3. Provided \$1,076,217 each year to continue funding for sexual violence services.

- 4. Added \$300,000 annually to the litigation fund for costs related to prosecution or defense of a court action or suit involving the State.
- 5. Provided 4.0 temporary positions and \$275,330 each year for DNA testing of felons. It allows for the collection of samples from additional felons every year, and unsupervised felons.
- 6. Provided 4.5 positions and 143,725 in FY 08 and 4.5 positions and \$287,447 for the Hawaii High Technology Crime Unit.
- 7. Added federal funds of \$401,079 in FY 08 and \$124,579 in FY 09 for the Next Generation Juvenile Justice Information System that combines juvenile offender information from police, prosecutors, Family Court, and Hawaii Youth Correctional Facility to track juvenile offenders.

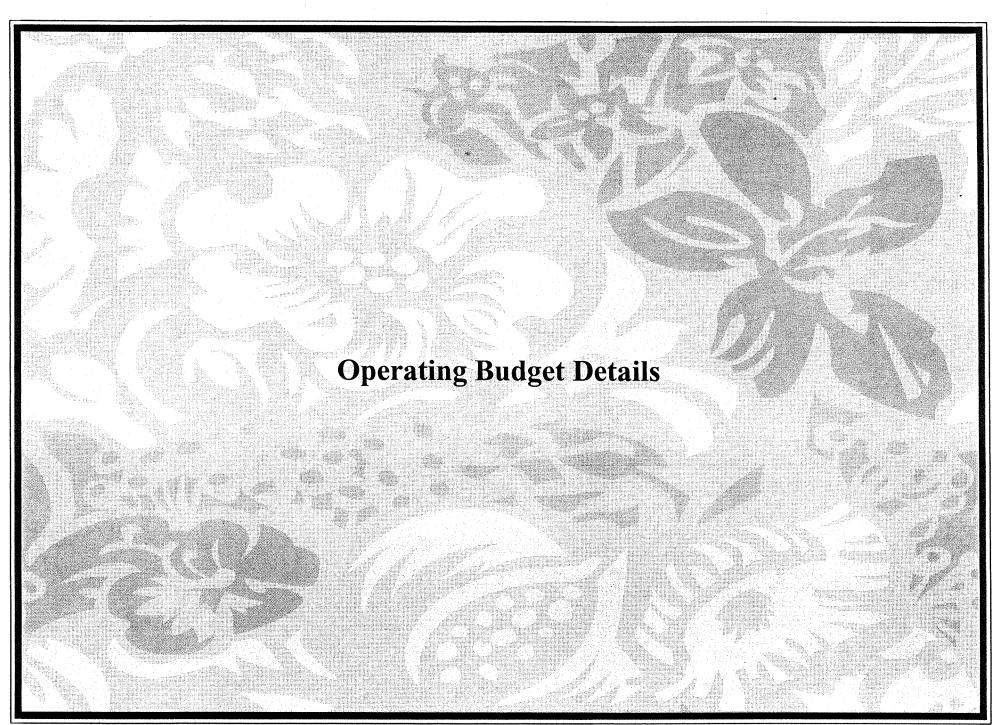
PROGRAM ID:

PROGRAM STRUCTURE NO.

PROGRAM TITLE:

DEPARTMENT OF ATTORNEY GENERAL

		IN DOLL	.ARS	IN THOUSANDS				
PROGRAM EXPENDITURES	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13
OPERATING COST	534.00*	566.50*	625.00*	630.00*	630.0*	630.0*	630.0*	630.0*
PERSONAL SERVICES	33,493,676	36,380,353	38,522,593	38,713,939	38,715	38,715	38,715	38.715
OTHER CURRENT EXPENSES	20,669,068	36,105,146	39,209,882		38,784			
EQUIPMENT		39,925	85,925	39,925	40	40	40	40
TOTAL OPERATING COST	54,162,744	72,525,424	77,818,400	1	77,539	77,539	77,539	77,539
BY MEANS OF FINANCING				'				
BI HEARS OF FINANCING	202 61*	202 614	240 514	344.51*	344.5*	244 Eu	244 En	344.5*
GENERAL FUND				29,727,795	29,728			
GENERAL TOND	15.00*		18.00*		18.0*	18.0*	18.0*	18.0*
SPECIAL FUND				1,895,738	1,896		1,896	
SPECIAL FORD				168.80*	168.8*		168.8*	
OTHER FED. FUNDS	17,351,996	25 701 020	26 100 020	25,634,488				
OTHER PED. FUNDS	17,351,776	13.94*			25,511 13.9*		25,511 13.9*	
TRUST FUNDS					6,507			
INUSI FUNDS	1,101,113	0,070,732 E2 2E+	0,2U2,277 E4 0Ew	6,505,599				
INTERDEPT. TRANSFER	7 779 205	7 904 944	0 150 217	54.85* 8,150,717	8,151	54.9* 8,151	9 1E1	24.74 0 151
INTERDEPT. TRANSFER				29.90*		29.9*		
BEVOLVING FIND	_ -							
REVOLVING FUND	2,860,572	5,604,296	5,750,603	5,746,603	5,746	5,746	2,140	5,746
TOTAL POSITIONS				630.00*	630.00*	630.00*	630.00*	630.00*
TOTAL PROGRAM COST	54,162,744		77,818,400		77,539	77,539	77,539	77,539
				**********		******		



PROGRAM ID:

PROGRAM STRUCTURE NO. 06

PROGRAM TITLE:

SOCIAL SERVICES

		IN DOLLARS					THOUSANDS				
PROGRAM EXPENDITURES	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13			
OPERATING COST	210.00*	210.00*	245.00*	250.00*	250.0*	250.0*	250.0*	250.0*			
PERSONAL SERVICES	8,180,294	9,437,988	10,058,832	10,208,097	10,208	10,208	10,208	10,208			
OTHER CURRENT EXPENSES	6,104,906	10,947,026	11,862,449	11,851,593	11,852	11,852	11,852	11,852			
TOTAL OPERATING COST	14,285,200	20,385,014	21,921,281	22,059,690	22,060	22,060	22,060	22,060			
	and one has one and and and has the bas one and and										
BY MEANS OF FINANCING				!							
	57.46*	57.46*	76.26*	80.26*	80.3*	80.3*	80.3*	80.3*			
GENERAL FUND	2,070,461	2,348,521	3,849,554	4,160,780	4,160	4,160	4,160	4,160			
	138.60*	138.60*	154.80*	155.80*	155.8*	155.8*	155.8*	155.8*			
OTHER FED. FUNDS	10,506,964	15,255,761	15,484,128	15,311,311	15,311	15,311	15,311	15,311			
	13.94*	13.94*	13.94*	13.94*	13.9*	13.9*	13.9*	13.9*			
TRUST FUNDS	1,707,775	2,780,732	2,587,599	2,587,599	2,589	2,589	2,589	2,589			
TOTAL POSITIONS	210.00*	210.00*	245.00*	250.00*	250.00*	250.00*	250.00*	250.00*			
TOTAL PROGRAM COST	14,285,200	20,385,014	21,921,281	22,059,690	22,060	22,060	22.060	22,060			
IOIAL FROORAM COST	14,205,200	20,303,014	21,721,201	=======================================	=======	=======		=======			

PROGRAM ID:

ATG500

PROGRAM STRUCTURE NO. 06020403

PROGRAM TITLE:

CHILD SUPPORT ENFORCEMENT SERVICES

							IN THOUSANDS				
PROGRAM EXPENDITURES	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13			
OPERATING COST	210.00*	210.00*	245.00*	250.00*	250.0*	250.0*	250.0*	250.0*			
PERSONAL SERVICES	8,180,294	9,437,988	10,058,832	10,208,097	10,208	10.208	10,208	10,208			
OTHER CURRENT EXPENSES	6,104,906	10,947,026	11,862,449	11,851,593	11,852	11,852	11,852	11,852			
TOTAL OPERATING COST	14,285,200	20,385,014	21,921,281	22,059,690	22,060	22,060	22,060	22,060			
	***************************************				15 ib ib ib ib ib ib ib ii			*******			
BY MEANS OF FINANCING		•		!							
	57.46*	57.46*	76.26*	80.26*	80.3*	80.3*	80.3*	80.3*			
GENERAL FUND	2,070,461	2,348,521	3,849,554	4,160,780	4,160	4,160	4,160	4,160			
	138.60*	138.60*	154.80*	155.80*	155.8*	155.8*	155.8*	155.8*			
OTHER FED. FUNDS	10,506,964	15,255,761	15,484,128	15,311,311	15,311	15,311	15,311	15,311			
	13.94*	13.94*	13.94*	13.94*	13.9*	13.9*	13.9*	13.9*			
TRUST FUNDS	1,707,775	2,780,732	2,587,599	2,587,599	2,589	2,589	2,589	2,589			
TOTAL POSITIONS	210.00*	210.00*	245.00*	250.00*	250.00*	250.00*	250.00*	250.00*			
TOTAL PROGRAM COST	14,285,200	20,385,014	21,921,281	22,059,690	22,060	22,060	22,060	22,060			
	=======================================				=======	=======	=======	=======			

PERFORMANCE MEASURES AND PROGRAM REVENUES

PROGRAM ID:
PROGRAM STRUCTURE:
PROGRAM TITLE:

ATG500
6020403
CHILD SUPPORT ENFORCEMENT SERVICES

	FY 2005-06	FY 2006-07	FY 2007-08	FY 2008-09	FY 2009-10	FY 2010-11	FY 2011-12	FY 2012-13
MEASURES OF EFFECTIVENESS								
 % OF CASES WITH PATERNITY ESTABLISHED % OF CASES WITH SUPPORT ORDERS ESTABLISHED % OF CURRENT SUPPORT COLLECTED % OF DELINQUENT SUPPORT COLLECTED DOLLARS COLLECTED PER \$1 EXPENDED 	90 59 53 48 5	92 59 58 43 5	92 59 58 43 5	92 59 58 43 5	92 59 58 43 5	92 59 58 43 5	92 59 58 43 5	92 59 58 43 5
PROGRAM TARGET GROUPS								
 CHILDREN BORN OUT OF WEDLOCK CHILD SPPT OBLIGORS WHOSE WHEREABOUTS UNKNOWN CHILDREN WITHOUT CHILD SUPPORT ORDERS CHILD SPPT OBLIGORS DELINQUENT IN MAKING PAYMENTS 	6300 24000 41000 55000	5800 24000 43000 55000	5800 24000 43000 55000	5800 24000 43000 55000	5800 24000 43000 55000	5800 24000 43000 55000	5800 24000 43000 55000	5800 24000 43000 55000
PROGRAM ACTIVITIES								
 NO. OF PATERNITY CASES ESTABLISHED NO. OF CHILD SPPT ORDER CASES ESTABLISHED DOLLAR AMOUNT OF CURRENT SUPPORT COLLECTED (\$M) \$ AMOUNT OF CURRENT SUPPT PAYMENTS DISBURSED (\$M) 	5200 3300 80 67	6000 3400 100 75	6000 3400 100 80	6000 3400 100 85	6000 3400 100 90	6000 3400 100 95	6000 3400 100 95	6000 3400 100 95
PROGRAM REVENUES BY TYPE (IN THOUSANDS of DOLLARS)								
REVENUE FROM OTHER AGENCIES: FEDERAL NON-REVENUE RECEIPTS	9,500 1,960	9,500 1,960	9,500 1,960	9,500 1,960	9,500 1,960	9,500 1,960	9,500 1,960	9,500 1,960
TOTAL PROGRAM REVENUES	11,460	11,460	11,460	11,460	11,460	11,460	11,460	11,460
PROGRAM REVENUES BY TYPE (IN THOUSANDS of DOLLARS)								
SPECIAL FUNDS	11,460	11,460	11,460	11,460	11,460	11,460	11,460	11,460
TOTAL PROGRAM REVENUES	11,460	11,460	11,460	11,460	11,460	11,460	11,460	11,460

A. Statement of Program Objectives

The Child Support Enforcement Agency (CSEA) is a division under the Department of the Attorney General that assures child support payments from absent parents and reimburses the State for monies paid to meet the increasing demands of public assistance programs. CSEA also enables children who are deprived of financial support from their absent parents to obtain support through the establishment of paternity, establishment of child, spousal, and medical support orders, and enforcement of support orders.

The child support enforcement program is a partnership of federal, State, county, and private resources. In addition to the reimbursement to the State's public assistance programs, the agency also receives 66% federal matching funds for its operating costs and requires only 34% of its operating costs to be paid through the State's general fund.

B. Description of Request and Compliance with Section 37-68(1)(A)(B)

The biennium budget includes the following requests:

- 1. \$992,000 of General Fund to compensate the agency's forecasted budget shortfall due to the change of the incentive payment use pursuant to the Federal Deficit Reduction D. Statement of Key Policies Pursued Act of 2005.
- 2. Ten positions to transfer the Family Service Division from the City & County of Honolulu.
- 3. Fifteen positions to transfer the Family Service Division from the county of Hawaii.

- 4. Funding for electronic file conversion to improve customer service staff response time. \$100,300 in general funds & \$194,700 in federal funds.
- 5. Conversion of KEIKI user's interface to ensure future reliability. \$149,600 in general funds and \$290,400 in federal funds.
- 6. Maintenance and upgrades for the agency's network and computer systems to ensure reliability of information systems. \$71,400 in general funds and \$138,600 in federal funds.
- 7. Establish a Deadbeat Parent Unit consisting of three positions. \$59,467 in general funds and \$115,437 in federal funds.
- 8. Addition of five positions in FY08 and ten positions in FY09 to ease the heavy caseload carried by the agency in comparison to other states.

C. Description of Activities Performed

CSEA locates parents, establishes paternity, establishes and enforces financial and medical support orders, and provides customer services. CSEA manages approximately 120,000 child support cases and collects over \$109 million of child support.

CSEA, in partnership with the Federal Office of Child Support Enforcement, is committed to improve its operations according to federal performance effectiveness standards. They are 1) locating non-custodial parents, 2) establishing paternity, 3) establishing medical and financial support orders, 4) collecting and distributing child support, 5) enforcing child support orders, and 6) providing customer service.

E. <u>Identification of Important Program Relationships</u>

CSEA collects child support from parents on welfare and reimburse the Department of Human Services (DHS) for payments made to families. Penalties can be assessed on the total Temporary Assistance to Needy Families (TANF) grant to the State if CSEA fails to meet minimum federal requirements.

CSEA also works with the Department of Health to ensure that the agency will obtain vital stats to update internal paternity establishment records.

F. Description of Major External Trends Affecting the Program

The Deficit Reduction Act of 2005, Public Law 109-171, that was enacted on February 8, 2006, has great impact on the agency's funding for the operating period after October 1, 2007. Effective that date, the federal government will not provide the 66% matching for incentive payments.

G. Discussion of Cost, Effectiveness, and Program Size Data

The number of child support cases handled by CSEA has increased from 67,000 to 120,000 in the past ten years. Revenues collected during the fiscal year of 2006 approached \$110 million; this is an increase of 180% since fiscal year 1993. Yet, for the same period CSEA's staffing level has pretty much stayed stagnant.

H. Discussion of Program Revenue

CSEA receives 66% of its funding from the federal government. In addition, CSEA receives approximately \$1.5 million dollars of incentive payments from the federal government. Effective federal fiscal year 2001, incentive funds are awarded based on new federally

imposed five performance measures:

1) Establishment of paternity, 2) Support orders established, 3) Current support payment, 4) Arrearage support payments collected, and 5) Total dollars collected per \$1 of expenditure.

I. Summary of Analysis Performed

The Hawaii CSEA has experienced an increase in the number of child support cases for the years 1999 through 2004, from 98,300 cases to 113,200 cases. This is an increase of over 14% during this 6-year period. Child support collections have also increased from \$90 million to over \$101 million during this same period; an increase of over 12%. The agency is appropriated 194 positions and has not received any increases in staffing for caseworkers during this same period.

By increasing the agency's caseworker appropriation, the agency is able to more effectively meet the demands of increased cases and child support collections and improve customer satisfaction. Higher performance in the establishments of paternity and child support orders, and increased collections of child support obligations and delinquencies will generate higher federal incentive revenues to the State.

J. Further Considerations

None

PROGRAM ID:

PROGRAM STRUCTURE NO. 09

PROGRAM TITLE:

PUBLIC SAFETY

		IN THOUSANDS						
PROGRAM EXPENDITURES	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13
OPERATING COST	42.00*	54.00*	57.00*	57.00*	57.0*	57.0*	57.0*	57.0*
PERSONAL SERVICES	1,980,834	1,912,159	2,046,201	2,046,354	2,046	2,046	2,046	2,046
OTHER CURRENT EXPENSES EQUIPMENT	1,874,142	4,228,513	4,206,171 4,000	4,206,171	4,206	4,206	4,206	4,206
TOTAL OPERATING COST	3,854,976	6,140,672	6,256,372	6,252,525	6,252	6,252	6,252	6,252
BY MEANS OF FINANCING	30.00*	30.00*	30.10*	30.10*	30.1*	30.1*	30.1*	30.1*
GENERAL FUND	1,904,428	1,715,123 1.00*	1,739,321	1,739,474	1,7 3 9 *	1,739 *	1,739 *	1,739 *
OTHER FED. FUNDS	199,672 12.00*	1,835,832 23.00*	1,784,282 26.90*	1,784,282 26.90*	1,785 26.9*	1,785 26.9*	1,785 26.9*	1,785 26.9*
REVOLVING FUND	1,750,876	2,589,717	2,732,769	2,728,769	2,728	2,728	2,728	2,728
TOTAL POSITIONS	42.00*	54.00*	57.00*	57.00*	57.00*	57.00*	57.00*	57.00*
TOTAL PROGRAM COST	3,854,976 ======	6,140,672	6,256,372 	6,252,525	6,252 ======	6,252 ======	6,252 =======	6,252

PROGRAM ID:

ATG231

PROGRAM STRUCTURE NO. 09010502

PROGRAM TITLE:

STATE CRIMINAL JUSTICE INFO & IDENTIFICA

		THOUSANDS						
PROGRAM EXPENDITURES	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13
OPERATING COST	42.00*	54.00*	57.00*	57.00*	57.0*	57.0*	57.0*	57.0*
PERSONAL SERVICES	1,980,834	1,912,159	2,046,201	2,046,354	2,046	2,046	2,046	2,046
OTHER CURRENT EXPENSES EQUIPMENT	1,874,142	4,228,513	4,206,171 4,000	4,206,171	4,206	4,206	4,206	4,206
TOTAL OPERATING COST	3,854,976	6,140,672	6,256,372	6,252,525	6,252	6,252	6,252	6,252
BY MEANS OF FINANCING	30.00#	20.00**	20 10**	20.10	20.1*	20. 1#	20.1*	20.14
	30.00*	30.00*	30.10*	30.10*	30.1*	30.1*	30.1*	30.1*
GENERAL FUND	1,904,428 *	1,715,123 1.00*	1,739,321 *	1,739,474 *	1,739 *	1,739 *	1,739 *	1,739 *
OTHER FED. FUNDS	199,672 12.00*	1,835,832 23.00*	1,784,282 26.90*	1,784,282 26.90*	1,785 26.9*	1,785 26.9*	1,785 26.9*	1,785 26.9*
REVOLVING FUND	1,750,876	2,589,717	2,732,769	2,728,769	2,728	2,728	2,728	2,728
TOTAL POSITIONS	42.00*	54.00*	57.00*	57.00*	57.00*	57.00*	<i>5</i> 7.00*	57.00*
TOTAL PROGRAM COST	3,854,976	6,140,672	6,256,372	6,252,525	6,252	6,252 =======	6,252	6,252 ======

PERFORMANCE MEASURES AND PROGRAM REVENUES

PROGRAM ID:
PROGRAM STRUCTURE:
PROGRAM TITLE:

ATG231
99010502
STATE CRIMINAL JUSTICE INFORMATION AND IDENTIFICATION

	FY 2005-06	FY 2006-07	FY 2007-08	FY 2008-09	FY 2009-10	FY 2010-11	FY 2011-12	FY 2012-13
MEASURES OF EFFECTIVENESS								
 %CIV ID APPCT SVD MONTH MAIN OFF VS. OUT/LIAIS OFF AV# DAYS REQUIRD TO COMPLETE EXPUNGEMENT PROCESS AV # DAYS TO ENTER DISPOSITION DATA PER SEGMENT % COMPLETE DISPOSITIONS ON CJIS-HAWAII % OF ELIGIBLE SEX OFFENDERS THAT REGISTERED % REG SEX OFFENDERS WHO COMPLY WIVER PROCESS AV# DAYS TO COMPLETE CRIM HIS RECORD CHK REQUESTS AV# DAYS FOR CRIM FINGERPRTS TO BE RECVD BY FBI % MONTHLY LATENT FINGERPRT/PALMPRT HITS 	75 90 34 92 33 5 10 35	75 90 31 93 35 75 5 10 35	75 90 31 93 35 75 5 10 35	75 90 31 93 35 75 5 10	75 90 31 93 35 75 5 1	75 90 31 93 35 75 5 1	70 90 31 93 35 75 5 1	70 90 31 93 35 75 5 1
PROGRAM TARGET GROUPS 1. PERSONS WITH CRIMINAL RECORDS 2. PERSONS WITH EXPUNGEABLE RECORDS 3. PERSONS WITH STATE ID CARDS 4. NO. CRIMINAL JUSTICE AGENCIES SVD (CNTY/STATE/FED) 5. CJIS-HAWAII USERS 6. PERSONS WITH ELIGIBLE SEX OFFENDER CHARGES 7. NUMBER OF AGENCIES USING AFIS	450000 237000 506500 70 4800 3200 6	475000 247000 570000 95 3600 6500	475000 247000 570000 95 3600 6500	475000 247000 570000 95 3600 6500	475000 247000 570000 95 3600 6500	475000 247000 570000 95 3600 6500	500000 247000 400500 100 4000 6300	500000 250000 400500 100 4000 6500
PROGRAM ACTIVITIES 1. # REG SEX OFFENDRS REQURING QTRLY VERIFICATION 2. #PUB ACC/WEB TRANSACTIONS CONDUCTED ON CJIS-HAWAII 3. # OF INQUIRY TRANSACTIONS CONDUCTED ON CJIS-HAWAII 4. # OF EXPUNGEMENT REQUESTS PROCESSED/DENIED 5. # OF STATE ID CARDS ISSUED ANNUALLY 6. #NAME-BASED APPLICANT RECORD CHECKS PROCESSED 7. #FINGERPRT-BASED APPLICANT RECORD CHKS PROCESSED 8. # CRIMINAL FINGERPRINTS PROCESSED THRU AFIS 9. #LATENT FINGER/PALM PRINT SEARCHES DONE THRU AFIS 10. #CJIS-HAWAII RECS INDEXED ON INTERSTATE ID INDEX	1970 250000 1400000 1250 60000 7000 20000 57500 10000 13000	2400 5500000 1200000 1200 80000 4500 25000 35000 10000 18000	2400 5500000 1200000 1200 80000 4500 25000 35000 10000 23000	2400 5500000 1200000 1200 80000 4500 25000 35000 10000 28000	2400 5500000 1200000 1200 80000 4500 25000 35000 10000 33000	2400 5500000 1200000 1200 80000 4500 25000 35000 10000 38000	2500 6000000 1200000 1200 65000 4500 26000 60000 10000 43000	2550 6100000 1200000 1200 65000 4500 27000 60000 10000 48000
PROGRAM REVENUES BY TYPE (IN THOUSANDS of DOLLARS) REVENUE FROM OTHER AGENCIES: FEDERAL CHARGES FOR CURRENT SERVICES TOTAL PROGRAM REVENUES	305 1,844 2,149	1,026 1,500 2,526	667 1,500 2,167	1,500 1,500	1,600 1,600	1,600 1,600	1,600 1,600	1,600 1,600
PROGRAM REVENUES BY TYPE (IN THOUSANDS of DOLLARS) SPECIAL FUNDS ALL OTHER FUNDS TOTAL PROGRAM REVENUES	305 1,844 2,149	1,026 1,500 2,526	667 1,500 2,167	1,500 1,500	1,600 1,600	1,600 1,600	1,600 1,600	1,600 1,600

NARRATIVE FOR BIENNIUM BUDGET REQUEST FY 2008 & FY 2009

ATG 231 State Criminal Justice Information and Identification

09 01 05 02

Program Narrative:

A. Statement of Program Objectives:

To improve the administration of criminal justice in the State by assuring relevance, uniformity, reliability, and timeliness in the collection, reporting, and exchange of criminal justice information amongst criminal justice agencies, the public, Executive, Legislative, and Judicial bodies; to provide a statewide fingerprint-based system of civil and criminal identification; and to provide computerized criminal history (CCH).

B. Description of Request and Compliance with Section 37-68(1)(A)(B)

The budget reflects the addition of 2 positions, an Information Technology Specialist IV and V. The HCJDC provides mission critical information technology (IT) services to the criminal justice community, and we have recognized that our current IT resources are insufficient in keeping up with the growing demands of our users and federal and state mandates. In addition, the responsibilities for both the National Crime Information Center (NCIC) and the International Justice and Public Safety Information Sharing Network (Nlets) are scheduled to be transferred from the Honolulu Police Department to the HCJDC in 2007, and recent legislation passed at the national level relating to sex offender registration will make the filling of these positions essential.

C. <u>Description of Activities Performed</u>

CJIS-Hawaii – This activity consists of the operation of the automated statewide information system that collects, maintains, and disseminates criminal history record information for those arrested and fingerprinted. CJIS-Hawaii also includes a statewide database of temporary restraining orders and protection orders, and DNA tracking application. In 2007, a statewide firearms registration inquiry sub-system will be implemented.

<u>Expungement of Arrest Records</u> – This activity consists of the research of an applicant's criminal history, the evaluation of expungement criteria, the issuance of orders and certificates, and the sealing of records.

<u>Criminal Identification</u> – This activity consists of the management of the statewide criminal fingerprint identification system of adult and certain juvenile offenders arrested and other records, including crime scene fingerprints (latents) received from

law enforcement, custodial, and judicial agencies in the State.

<u>Civil Identification</u> – This activity consists of issuing certificates of identification to all persons applying for such certification with the proper documentation.

<u>Criminal Records Clearance</u> – This activity consists of conducting criminal history record checks mandated by law for specific programs or services, as well as checks administratively required for civil service employment, and other public/private agencies or individuals in response to specific clearance requests.

<u>Sex Offender Registration</u> – This activity consists of the registration of convicted sex offenders and the maintenance of this information on a statewide registry, pursuant to the requirements of federal and state legislation. This program is also responsible for the 90-day verification requirement of registration information.

D. Statement of Key Policies Pursued

The integrated electronic capture of arrest information will be expanded to the City and County of Honolulu and Maui County thereby completing the statewide rollout of this initiative. A pilot to transfer this arrest information electronically to other criminal justice agencies is currently under development in Hawaii County.

The State ID program continues its extremely popular efforts to decentralize services for the general public by hosting off-site visits to communities outside of downtown Honolulu, and on Molokai and Lanai.

The upgrade for the State's Automated Fingerprint Identification System (AFIS) to the next generation AFIS technology (MetaMorpho) was completed and work is currently proceeding on the "lights out" interface with AFIS, which will tightly couple AFIS with CJIS-Hawaii and enable more timely positive identification of arrested offenders with minimal human intervention.

E. Identification of Important Program Relationships

The HCJDC coordinates the civil identification (State ID System), the criminal identification (AFIS), and criminal history record (CJIS-Hawaii) functions for

Hawaii's criminal justice agencies. AFIS facilitates the positive identification of the offender, which is the foundation upon which CJIS-Hawaii operates.

F. Description of Major External Trends Affecting the Program

The demand for accurate, complete, timely, and relevant information from CJIS-Hawaii continues to grow for both criminal and non-criminal justice purposes, statewide and nationwide. Criminal justice agencies use CJIS-Hawaii to support their operations, to obtain criminal raps, pre-sentence reports, etc. In addition, as conviction information is public record, the demand for this has also increased.

At the federal level, there have been mandates imposed on the states to contribute to the FBI's national files for criminal history, sex offenders, protection order, firearms checks, and more. Homeland Security initiatives have also imposed more security and background checks, especially impacting the state level repositories.

Each year, the State Legislature authorizes new non-criminal justice programs for statutory criminal history background checks, which directly affect the state repository and its reporting to the FBI.

New federal legislation relating to the issuance of ID cards (Real ID Act) and sex offender registration (Adam Walsh Act) will have huge impact to these programs. While the impact to each is still being assessed, the timeframe for compliance is tight and will have serious repercussions if we are unable to meet the specified mandates.

As these major trends bear significant impact on the HCJDC's programs and priorities, it is imperative that our efforts to improve the quality of the data on our systems, and the accessibility to this information be escalated and given the full support of the Administration and Legislature.

G. Discussion of Costs, Effectiveness, and Program Size Data

The HCJDC maintains in excess of 2 million records in CJIS-Hawaii, with an annual growth rate of 75,000. The AFIS system maintains over 388,000 automated fingerprint records and processes 52,000 more each year. There were over 329,000 record checks requested in FY2005, and that number continues to rise.

The overwhelming demand for renewals of State ID cards resulted in the program issuing 60,000 - 70,000 cards per year.

H. Discussion of Program Revenue

Recognizing the importance of improving criminal history information on CJIS-Hawaii, the Criminal History Record Improvement Revolving Fund was established by the Legislature to support this effort, and approximately \$50,000 monthly is now collected monthly towards that purpose.

The Civil Identification program is completely self-supporting, through fees collected for the issuance of State ID cards at the current rate of \$67,000 monthly.

I. Summary of Analysis Performed

Future enhancements to CJIS-Hawaii to reach the goal of a fully integrated criminal justice system include statewide firearms registration, statewide wants/warrants, and a "lights out" interface with AFIS. This will enable Hawaii to be an important contributor to the national systems and federal initiatives being supported by the FBI, and to eventually become a participant in the National Fingerprint File (NFF). A strategic planning initiative is underway and will include all justice users in order to plan for integrated justice information sharing, which will also enable our ability to comply with the Real ID and Adam Walsh Acts.

J. Further Consideration

The accelerated initiatives at the federal level for criminal history information and Homeland Security continue to impact state programs directly. Hawaii now participates in the Interstate Identification Index (III), the FBI's Integrated AFIS (IAFIS), and the National Sex Offender Registry (NSOR) as a result of the modernization of CJIS-Hawaii.

The overall concern for public safety here and nationwide and the resulting demand for more accurate, complete, timely, and relevant criminal history information has never been more compelling. Attendance by HCJDC representatives at SEARCH Group meetings, FBI regional working group meetings, FBI Compact Council, and other relevant conferences keep the state involved, allowing us to proactively contribute to key policy and procedural matters at the national level and to plan for the incorporation of these federal initiatives into our programs.

PROGRAM ID:

PROGRAM STRUCTURE NO. 11

PROGRAM TITLE:

GOVERNMENT-WIDE SUPPORT

		IN THOUSANDS						
PROGRAM EXPENDITURES	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13
OPERATING COST	282.00*	302.50*	323.00*	323.00*	323.0*	323.0*	323.0*	323.0*
PERSONAL SERVICES	23,332,548	25,030,206	26,417,560	26,459,488	26,461	26,461	26,461	26,461
OTHER CURRENT EXPENSES EQUIPMENT	12,690,020	20,929,607 39,925	23,141,262 81,925	22,849,312 39,925	22,726 40	22,726 40	22,726 40	22,726 40
TOTAL OPERATING COST	36,022,568	45,999,738	49,640,747	49,348,725	49,227	49,227	49,227	49,227
BY MEANS OF FINANCING		gain som som eger enn gap den step den men jede dett dett	and the title and the same time state and any same same time time.					
	206.15*	216.15*	234.15*	234.15*	234.1*	234.1*	234.1*	234.1*
GENERAL FUND	19,730,307	20,657,528	23,724,439	23,827,541	23,829	23,829	23,829	23,829
	15.00*	17.00*	18.00*	18.00*	18.0*	18.0*	18.0*	18.0*
SPECIAL FUND	1,258,810	1,812,450	1,899,738	1,895,738	1,896	1,896	1,896	1,896
	12.00*	13.00*	13.00*	13.00*	13.0*	13.0*	13.0*	13.0*
OTHER FED. FUNDS	6,645,360	8,700,335	8,922,519	8,538,895	8,415	8,415	8,415	8,415
TRUST FUNDS		3,918,000	3,918,000	3,918,000	3,918	3,918	3,918	3,918
	45.85*	53.35*	54.85*	54.85*	54.9*	54.9*	54.9*	54.9*
INTERDEPT. TRANSFER	7,278,395	7,896,846	8,158,217	8,150,717	8,151	8,151		8,151
	3.00*	3.00*	3.00*	3.00*	3.0*	3.0*	3.0*	3.0*
REVOLVING FUND	1,109,696	3,014,579	3,017,834	3,017,834	3,018	3,018	3,018	3,018
TOTAL POSITIONS	282.00*	302.50*	323.00*	323.00*	323.00*	323.00*	323.00*	323.00*
TOTAL PROGRAM COST	36,022,568	45,999,738	49,640,747	49,348,725	49,227	49,227	49,227	49,227
				=========		=======		

PROGRAM ID:

ATG100

PROGRAM STRUCTURE NO. 110301

PROGRAM TITLE:

LEGAL SERVICES

		IN THOUSANDS						
PROGRAM EXPENDITURES	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	FY2012-13
OPERATING COST	282.00*	302.50*	323.00*	323.00*	323.0*	323.0*	323.0*	323.0*
PERSONAL SERVICES	23,332,548		26,417,560	26,459,488	26,461	26,461	26,461	26,461
OTHER CURRENT EXPENSES	12,690,020	20,929,607	23,141,262	22,849,312	22,726	22,726	22,726	22,726
EQUIPMENT		39,925	81,925	39,925	40	40	40	40
TOTAL OPERATING COST	36,022,568	45,999,738	49,640,747	49,348,725	49,227	49,227	49,227	49,227
BY MEANS OF FINANCING								
	206.15*	216.15*	234.15*	234.15*	234.1*	234.1*	234.1*	234.1*
GENERAL FUND	19,730,307	20,657,528		23,827,541	23,829	23,829	23,829	23,829
	15.00*	17.00*	18.00*	18.00*	18.0*	18.0*	18.0*	18.0*
SPECIAL FUND	1,258,810	1,812,450	1,899,738	1,895,738	1,896	1,896	1,896	1,896
	12.00*	13.00*	13.00*	13.00*	13.0*	13.0*	13.0*	13.0*
OTHER FED. FUNDS	6,645,360	8,700,335	8,922,519	8,538,895	8,415	8,415	8,415	8,415
TRUST FUNDS		3,918,000	3,918,000	3,918,000	3,918	3,918	3,918	3,918
	45.85*	53.35*	54.85*	54.85*	54.9*	54.9*	54.9*	54.9*
INTERDEPT. TRANSFER	7,278,395	7,896,846	8,158,217	8,150,717	8,151	8,151	8,151	8,151
	3.00*	3.00*	3.00*	3.00*	3.0*	3.0*	3.0*	3.0*
REVOLVING FUND	1,109,696	3,014,579	3,017,834	3,017,834	3,018	3,018	3,018	3,018
TOTAL POSITIONS	282.00*	302.50*	323.00*	323.00*	323.00*	323.00*	323.00*	323.00*
TOTAL PROGRAM COST	36,022,568	45,999,738	49,640,747	49,348,725	49,227	49,227	49,227	49,227
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PERFORMANCE MEASURES AND PROGRAM REVENUES

PROGRAM ID:
PROGRAM STRUCTURE:
PROGRAM TITLE:

ATG100
110301
LEGAL SERVICES

	FY	FY	FY	FY	FY	FY	FY	FY
	2005-06	2006-07	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13
MEASURES OF EFFECTIVENESS								
1. # OF CASES SETTLED, TRIED OR DECIDED 2. # OF INVESTIGATIONS COMPLETED 3. # LEGAL OPINIONS & ADVICE ISSUED 4. #CONTRACTS, RULES REVIEWED AND/OR APPROVED 5. # OF LEGISLATIVE BILLS REVIEWED 6. \$ AMOUNT OF JUDGMENTS COLLECTED FOR THE STATE 7. CIV RECOVERIES DIV EFF RATNG: COLL OVER EXPENSE (%)	43000	23820	25000	26000	26000	26000	26000	26000
	5000	5100	5200	5300	5500	5500	5500	5500
	1500	1700	1700	1700	1700	1700	1700	1700
	6400	6300	6400	6400	6400	6400	6400	6400
	5200	7100	7100	7100	7100	7100	7100	7100
	19000	31000	31000	31000	31000	31000	31000	31000
PROGRAM TARGET GROUPS 1. EMPLOYEES AND OFFICERS OF STATE GOVERNMENT 2. PEOPLE OF HAWAII (MILLIONS)	70000	73000	73000	73000	73000	73000	73000	73000
	1.211	1.303	1.303	1.303	1.303	1.303	1.303	1.303
PROGRAM ACTIVITIES 1. # HOURS-PREP/APPR FOR ADMIN HRG, PUB MTG, CT APP 2. # HOURS - LEGAL RESEARCH, FACT GATHERING/DISCOVERY 3. # HOURS-LEGAL OPINIONS, ADVICE ISSUED 4. # HOURS-REVIEW, APPROVAL OF RULES 5. # HOURS-MATTERS RELATING TO CONTRACTS 6. # HOURS-MATTERS RELATING TO LEGISLATION	73000	78000	78000	78000	78000	78000	78000	78000
	103000	94000	94000	94000	94000	94000	94000	94000
	30000	31000	31000	31000	31000	31000	31000	31000
	29000	30000	30000	30000	30000	30000	30000	30000
	10000	12000	12000	12000	12000	12000	12000	12000
	11000	11000	11000	11000	11000	11000	11000	11000
PROGRAM REVENUES BY TYPE (IN THOUSANDS of DOLLARS) TAXES LICENSES, PERMITS, AND FEES REVENUE FROM OTHER AGENCIES: FEDERAL REVENUE FROM OTHER AGENCIES: ALL OTHER CHARGES FOR CURRENT SERVICES NON-REVENUE RECEIPTS TOTAL PROGRAM REVENUES	1,185 60 10,201 350 151 1,595	900 60 9,479 350 102 1,300	900 60 5,704 350 80 900 7,994	900 60 5,494 350 80 900 7,784	900 60 5,494 350 80 900 7,784	900 60 5,494 350 80 900 7,784	900 60 5,494 350 80 900 7,784	900 60 5,494 350 80 900 7,784
PROGRAM REVENUES BY TYPE (IN THOUSANDS of DOLLARS) GENERAL FUNDS SPECIAL FUNDS ALL OTHER FUNDS TOTAL PROGRAM REVENUES	80	80	80	80	80	80	80	80
	12,346	11,129	6,954	6,744	6,744	6,744	6,744	6,744
	1,116	982	960	960	960	960	960	960
	13,542	12,191	7,994	7,784	7,784	7,784	7, 784	7,784

A. Statement of Program Objectives

To facilitate the compliance with and enforcement of state and federal laws by (1) providing legal advice and advisory opinions, (2) conducting investigations, and (3) seeking enforcement action in court and before administrative agencies; and to safeguard the rights and interests of the people by undertaking legal or judicial actions on their behalf.

B. <u>Description of Request and Compliance with Section 37-68(1)(A)(B)</u> The biennium budget includes the following requests:

- \$1,076,217 to continue funding for Statewide Sexual Violence Services as appropriated in Act 79, SLH 2006 through June 30, 2007
- \$300,000 increase to the Litigation Fund to adjust to average annual expenditures over past seven years.
- Funding of salary adjustments for Deputy Attorneys General. (General \$150,000, Special \$6,000, Federal \$4,000, and Interdepartmental \$90,000).
- Continuing funding (\$275,330) for DNA testing of felons in accordance with Act 112, SLH 2005.
- 5. To replace federal funding (143,725 for FY08 & \$287,447 for FY09) for the Hawaii High Technology Crime Unit effective November 1, 2007 when the current grant ends.
- Addition of three Deputy Attorneys General (\$82,500 each in general and interdepartmental funds) to the Family Law Division for increased case load on Oahu.
- \$259,610 to partially reinstate funding for the Career Criminal Prosecution and the Victim Witness Assistance programs, which are implemented by the counties.
- To authorize thee Deputy Attorney General positions in the event new federal grants become available. Section 167, Act 160, SLH 2006 prevented the Attorney General from accepting a grant to prosecute sex offenders.

C. Description of Activities Performed

- Represent the State, its agencies, and its officers in civil proceedings before state and federal courts.
- 2. Represent the State, its agencies, and its officers in administrative proceedings.

- Prosecute certain criminal offenses such as medicaid fraud, welfare fraud, tax fraud, unemployment fraud, and other crimes against the public order.
- 4. Provide legal opinions and advice to the Governor, the Legislature, judges, and state departments and officers.
- Assist state departments and agencies in drafting and reviewing rules, regulations, and legislation.
- 6. Draft, review, and approve as to form various legal documents.
- 7. Enforce federal, state, and local laws, rules and regulations.
- Monitor the operations of the Hawaii Career Criminal Program, the Victim-Witness Program, and the Witness Security and Protection Program.
- 9. Investigate civil and criminal matters.
- 10. Safeguard the rights and interests of the people by undertaking legal or judicial actions on their behalf (e.g., suits brought to enjoin unfair or deceptive trade practices).
- 11. Seek, apply for, and administer federal funding and other resources to enhance and expand the capabilities of the criminal justice and juvenile justice programs.
- Coordinate and assess information on a statewide basis for the development of policies to improve the criminal justice and juvenile justice systems and programs.
- 13. Assist in the recovery of missing children.

D. Statement of Key Policies Pursued

The Department of the Attorney General is the State's chief legal and law enforcement agency. As such, it is responsible for providing legal services to the various state agencies and officers, representing the state and its agencies and officers in civil actions before state and federal courts and administrative agencies, and prosecuting individuals or firms that commit certain criminal offenses, such as medicaid fraud, welfare fraud, tax fraud, unemployment fraud, and other crimes against the public order, such as environmental and internet crimes.

E. Identification of Important Program Relationships

The legal services program works closely with federal, county, and private sector legal programs in several areas, and also works closely with other government agencies and other private sector programs to lobby or petition for changes in legislation and court decisions. In the law

enforcement area, the program works with county and federal agencies to prosecute crimes against the public order and to administer the Hawaii Career Criminal and Victim-Witness programs.

F. Description of Major External Trends Affecting the Program

The major external forces on this program are: number of civil and tort cases filed against the State; number of requests for legal services and advice from state agencies, officers, and employees; number of hearings before federal and state administrative agencies; number of criminal and civil cases and complaints received for investigation; number of requests to prosecute enforcement actions and extent of participation on panels, in programs, and in organizations as a necessary adjunct to the operation of a state law firm.

G. Discussion of Cost, Effectiveness, and Program Size Data

The program size will vary from year to year because much of the legal work is dependent on the number and types of cases filed against the State, number of requests for legal advice from various state agencies, and number of administrative proceedings. However, considering past experiences, a general increase in the number, complexity, and cost of litigation should be expected.

H. Discussion of Program Revenue

This program only derives revenues from fees collected from Notary Public Commissions. The present fees are \$40 for both new and renewal commissions. In FY 2004, the revenue for this program was \$61,724.

- I. <u>Summary of Analysis Performed</u> None.
- J. <u>Further Considerations</u> None.

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